Government of Kerala
1978

Reg. No. KL/TV/12

KERALA GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XXIII] Trivandrum, Saturday, 22nd April 1978 / 2nd Vaisakha 1900 [No. 265

GOVERNMENT OF KERALA

Home (SS-A) Department

NOTIFICATION

No. 36714/SSA1/77/Home *Dated, Trivandrum, 22nd April 1978.*

In exercise of the powers conferred by section 3 of the Commissions of Inquiry Act, 1952, (Central Act 60 of 1952) the Government of Kerala hereby make the following amendment to the Notification No. 17068/SSB4/77/Home dated the 12th April 1977 published in the Kerala Gazette Extraordinary No. 223 dated the 12th April 1977 as SRO No. 312/77, as subsequently amended, viz:—

AMENDMENT

In the said Notification for the words and figures "The Commission shall complete its enquiry and submit its report to the Government on or before 12-4-1978," the following words and figures shall be substituted, namely:—

"The Commission shall complete its enquiry and submit its report to the Government on or before 30-4-1978,".

By order of the Governor,

J. S. JESUDHASAN,
Special Secretary to Government.

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33/1367/MC.

Government of Kerala
1978

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Vol. XXIII] Trivandrum, Saturday, 22nd April 1978 / 2nd Vaisakha 1900 [No. 262

GOVERNMENT OF KERALA

Home (C) Department

NOTIFICATION

G. O. Rt. 822/78/Home. *Dated, Trivandrum, 22nd April 1978.*

S. R. O. No. 345/78.—In exercise of the powers conferred by Section 21 of the Code of Criminal Procedure, 1973 (Central Act 2 of 1974) the Government of Kerala hereby appoint the persons holding the posts mentioned in column (1) of the Schedule below to be Special Executive Magistrate for the areas noted against each in column (2) thereof for a period of one month from 22-4-1978 and confer on them all the powers as are conferrable on Executive Magistrate under the said Code.

THE SCHEDULE

Name of post (office) (1)	*Area* (2)
1. Deputy Collector, Land Tribunal No. I, Ernakulam.	Entire Ernakulam District.
2. Deputy Collector, Land Tribunal No. II, Ernakulam.	do.
3. District Supply Officer, Ernakulam.	do.

By order of the Governor,

M. P. MADHAVAN NAIR,

Additional Secretary.

33/1363/MC.

Explanatory Note

(This is not part of the notification but is intended to achieve its general purport).

It is necessary to invest the Deputy Collector, Land Tribunal No. I, Ernakulam, Deputy Collector, Land Tribunal No. II Ernakulam and District Supply Officer, Ernakulam who are not now invested with executive magisterial powers also with executive magisterial powers. The notification is intended to achieve the above purpose.

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1978

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GOVERNMENT OF KERALA

Water and Transport (Transport B) Department

NOTIFICATION

G. O. (MS) No. 27/78/W&T

Dated, Trivandrum, 20th April, 1978.

S. R. O. No. 346/78.—In exercise of the powers conferred by section 22 of the Kerala Motor Vehicles Taxation Act, 1976 (19 of 1976) and in supersession of Notification-I No. 31193/TB3/75/PW dated the 6th December, 1975 published as S. R. O. No. 1171/75, in the Kerala Gazette Extraordinary No. 721 dated the 6th December, 1975 the Government of Kerala, being satisfied that it is necessary in the public interest so to do, hereby reduce the tax payable in respect of any public carrier goods vehicle registered and normally kept in any one of the States or Union Territories in India, other than the State of Kerala, and authorised to ply in the State of Kerala under a national permit granted by the competent authority of any other State or Union Territory, in pursuance of sub-section (11) of section 63 of the Motor Vehicles Act, 1939 (Central Act IV of 1939) to Rs. 700 (Rupees Seven hundred) only per annum or part thereof irrespective of the laden weight of such vehicle, subject to the following terms and conditions namely:—

(1) the tax aforesaid shall be paid on or before the 15th March of every year, or in two equal instalments, the first instalment before the 15th March of every year, or in two equal instalments, the first instalment before the 15th March of every

year for the period from April to September and the second instalment before the 15th September of the year for the period from October to March:

(2) when the authorisation in respect of the National Permit is granted at any time after the first quarter of the financial year, the tax shall be assessed on pro-rata basis for the remaining quarters of the financial year including the quarter in which such authorisation is granted;

(3) the facility of payment of composite tax as contemplated in condition No. 1 above is applicable in cases of initial issue of authorisation in respect of National Permits granted after the first quarter of the financial year also, where the first instalment on pro-rata basis shall be paid before the issue of authorisation and the second instalment before 15th September for the period from October to March; and

(4) in cases where a vehicle covered by a National Permit is replaced by another vehicle, the tax already paid in respect of the former vehicle shall be deemed to have been paid for the latter vehicle for the unexpired period of authorisation of the former vehicle.

By order of the Governor,
G. GOPALAKRISHNA PILLAI,
Secretary to Government.

Explanatory Note

(This is not part of the notification, but is intended to bring out its main purport).

Under the National Permit Scheme, the composite tax payable to the State of Kerala in respect of a public carrier goods vehicle covered by the scheme, which is registered and normally kept in a State other than Kerala, is Rs. 700 per annum in addition to the tax payable to the Home State. The Government of Kerala fixed the Motor Vehicles Tax accordingly as per Notification-I No. 31193/TB3/75/PW dated 6-12-1975 published in S. R. O. 1171/75 in the Kerala Gazette Extraordinary No. 721 dated 6-12-1975. The Government of India has since issued directions to afford facilities for payment of the annual tax in two equal instalments and also to pay the tax on a pro-rata basis, in cases where the authorisation is granted at any time after the first quarter of the financial year. The Government of India has also clarified that in cases where a vehicle covered by a National Permit is replaced by another vehicle, the tax already paid in respect of the former vehicle shall be deemed to have been paid for the latter vehicle for the unexpired period of authorisation of the former vehicle. This revised Notification is issued to achieve the above object.

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TRIVANDRUM, 1978.

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1978

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Vol. XXIII] Trivandrum, Saturday, 22nd April 1978 / 2nd Vaisakha 1900 [No. 264

GOVERNMENT OF KERALA

Water and Transport (Transport B) Department

NOTIFICATION

No. 6585/TB3/78/W & T. *Dated, Trivandrum, 22nd April, 1978.*

S. R. O. No. 347/78.—The following draft of an amendment to the Kerala Motor Vehicle Rules, 1961, which the Government of Kerala propose to make in exercise of the powers conferred by sub-sections (1) and (2) of section 68 of the Motor Vehicles Act, 1939 (Central Act 4 of 1939), is hereby published for general information as required by sub-section (1) of section 133 of the said Act.

Notice is hereby given that the said draft will be taken up for consideration on or after 22·5-1978.

Objections or suggestions, if any, which may be received in respect of the said draft, before the date specified above, will be considered by the Government. Objections and suggestions shall be addressed to the Secretary to Government, Water and Transport (Transport B) Department, Government Secretariat, Trivandrum.

33/1366/MC.

DRAFT AMENDMENTS

In the said rules,—

(a) in rule 202B,—

(i) for clause (a) of sub-rule (5), the following clauses shall be substituted, namely:—

"(a) the vehicle covered by a National Permit shall not pick up or set down goods between two points in the same State, other than in the Home State, on any single journey;

"(aa) The vehicle covered by a National Permit shall operate only on National and State Highways and on such other roads as may be specified by the State Government from time to time, with permission to deviate from such roads for a maximum distance of 60 kilometres;"

(ii) after sub-rule (6), the following sub-rule shall be inserted, namely:—

"(6A) The holder of a National Permit shall, before the 15th of the month following each quarters, furnish to the Secretary, State Transport Authority, Kerala, a quarterly return in Form 'N. P. R. S.', separate for each vehicle, showing details of the total cargo and tonne-kms performed by the vehicle during the concerned quarter.";

(b) In the 'Appendix' after Form NPTC, the following form shall be inserted, namely:—

"FORM N. P. R. S."

[*See rule 202B (6A)*]

Quarterly return in respect of a public carrier goods vehicle issued with a National Permit.

Quarter to which it relates......................

1. Name and address of the Permit holder
2. Registration mark of the vehicle
3. (a) Permit Number and date of expiry

   (b) Authorisation Number and date of expiry
4. Total cargo carried during the quarter by the vehicle (in Metric Tonnes)

Note: This should be given based on the quantities of the consignments, i. e., originating traffic accepted for carriage by the vehicle during the quarter.

5. Total tonne-kms. performed by the vehicle during the quarter

Note: This is to be based on the quantity and distance particulars of the consignments accepted for carriage by the vehicle during the quarter.

N. B. This return is due within 5 days by the 15th of the month following the quarter concerned to the Secretary, State Transport Authority, Kerala, Trivandrum-14".

Signature of Permit holder

Place:
Date:

By order of the Governor,

G. GOPALAKRISHNA PILLAI,
Secretary to Government.

Explanatory Note

(This is not part of the amendment, but is intended to bring out its purport).

By the existing Rule 202B (5) (a) of the Kerala Motor Vehicles Rules, 1961, it is prescribed that the vehicle covered by a National Permit shall not be used to pick up goods originating in a State for destination in the same State. The Government of India has subsequently clarified that the above restriction is to be made applicable only in States other than the Home State, in which the permit is issued, in order to facilitate free operation in the Home State. This amendment is proposed to achieve the above object.

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GOVERNMENT OF KERALA

Water and Transport (Transport B) Department

DECLARATIONS

I

No. 9639/TB2/78/W&T. *Dated, Trivandrum, 21st April, 1978*

Whereas in exercise of the powers conferred by clause (1) of Article 258 of the Constitution the President has, in his notification No. 2/4/63/Judl. II dated 31-5-1963 entrusted the Government of Kerala, with their consent, the functions of the Central Government under the Kerala Land Acquisition Act, 1961 (Act 21 of 1962), in relation to acquisition of land for the purpose of the Union in this State;

And whereas under sub-section (4) of section 19 of the said Act the Government of Kerala have directed that in view of the urgency of the case, the provisions of section 5 of the Act shall not apply to the land specified in the schedule below;

And whereas the Government are satisfied that the said land has to be acquired for a public purpose;

The Government of Kerala hereby declare under section 6 of the Act that the land specified in the schedule below and measuring 0.0300 hectares be the same a little more or less, is needed for a public purpose, to wit, for doubling rail track between Wadakkancherry & Mulamkunnathukavu and under section 7 of the Act direct the Special Tahsildar, (L.A.) Railways, Trichur to take order for the acquisition of the land. Further, under sub-section (1) of section 19 of the Act the Government direct that the

Collector may take possession of the land on the expiry of fifteen days from the date of publication of the notice mentioned in sub-section (1) of section 9 of the Act.

A plan of the land is kept in the office of the Special Tahsildar (L. A.) Railways, Trichur. and may be inspected at any time during office hours.

ഭരണഘടന 258-ാം വകുപ്പ് (1)-ാം ഖണ്ഡത്താൽ നൽകപ്പെട്ട അധികാരങ്ങൾ വിനിയോഗിച്ച് രാഷ്ട്രപതി, യൂണിയന്റെ ആവശ്യത്തിനായി ഈ സംസ്ഥാനത്ത് ഭൂമി വിലയ്ക്കെടുക്കുന്നത് സംബന്ധിച്ചിടത്തോളം 1961-ലെ കേരള സ്ഥലമെടുപ്പ് ആക്റ്റ് (1962-ലെ 21-ാം ആക്റ്റ്) പ്രകാരം കേന്ദ്ര ഗവൺമെന്റിന്റെ പ്രവർത്തികൾ തന്റെ 31-5-1963-ാം തീയതിയിലെ 2/4/63/Judl. II-ാം നമ്പർ പരസ്യപ്രകാരം കേരള ഗവൺമെന്റിനെ ആ ഗവൺമെന്റിന്റെ സമ്മതത്തോടുകൂടി ഭരമേൽപ്പിച്ചിരിക്കയാലും;

പ്രസ്തുത ആക്റ്റ് 19-ാം വകുപ്പ് (4)-ാം ഉപവകുപ്പുപ്രകാരം കേരള ഗവൺമെന്റ് പ്രസ്തുത സംഗതിയുടെ അടിയന്തിരസ്ഥിതി പരിഗണിച്ച്, ആക്റ്റ് 5-ാം വകുപ്പിലെ വ്യവസ്ഥകൾ താഴെ പട്ടികയിൽ വിവരിച്ചിട്ടുള്ള ഭൂമിക്ക് ബാധകമല്ലെന്ന് നിർദ്ദേശിക്കയാലും;

പ്രസ്തുത ഭൂമി ഒരു പൊതുകാര്യത്തിനായി വിലയ്ക്കെടുക്കേണ്ടതാണെന്ന് ഗവൺമെന്റിന് ബോദ്ധ്യപ്പെട്ടിരിക്കുന്നതിനാലും;

കേരള ഗവൺമെന്റ് താഴെ കാണുന്ന പട്ടികയിൽ വിവരിച്ചിട്ടുള്ളതും 0.0300 ഹെക്റ്റർ വിസ്തീർണ്ണമുള്ളതുമായ ഭൂമി, അത് അത്രതന്നെയോ, അതിൽ അൽപ്പം കുറവോ കൂടുതലോ ആയിരുന്നാലും ശരി, ഒരു പൊതുകാര്യത്തിന്, അതായത് വടക്കാഞ്ചേരിക്കും മുളങ്കുന്നത്തുകാവിനും ഇടയ്ക്ക് റെയിൽവേപ്പാത ഇരട്ടിപ്പിക്കുന്നതിന് ആവശ്യമാണെന്ന് ആക്റ്റ് 6-ാം വകുപ്പു പ്രകാരം ഇതിനാൽ പ്രഖ്യാപിക്കുകയും, ആ ഭൂമി വിലയ്ക്കെടുക്കുന്നതിനുള്ള ഉത്തരവ് സ്വീകരിപ്പാൻ ആക്റ്റ് 7-ാം വകുപ്പു പ്രകാരം തൃശ്ശൂർ റെയിൽവേ ലാൻഡ് അക്വിസിഷൻ സ്പെഷ്യൽ തഹശീൽദാർ എന്ന ആളോട് നിർദ്ദേശിക്കുകയും ചെയ്യുന്നു. ആക്റ്റ് 9-ാം വകുപ്പ് (1)-ാം ഉപവകുപ്പിൽ പറഞ്ഞിരിക്കുന്ന നോട്ടീസ് പ്രസിദ്ധപ്പെടുത്തുന്ന തീയതി മുതൽ പതിനഞ്ചു ദിവസം കഴിഞ്ഞാൽ കളക്റ്റർക്ക് ആ ഭൂമി കൈവശപ്പെടുത്താവുന്നതാണെന്നുംകൂടി ആക്റ്റ് 19-ാം വകുപ്പ് (1)-ാം ഉപവകുപ്പു പ്രകാരം ഗവൺമെന്റ് നിർദ്ദേശിക്കുകയും ചെയ്യുന്നു.

സ്ഥലത്തിന്റെ പ്ലാൻ തൃശ്ശൂർ റെയിൽവേ ലാൻറ് അക്വിസിഷൻ സ്പെഷ്യൽ തഹശീൽദാർ എന്ന ആളുടെ ആഫീസിൽ സൂക്ഷിച്ചിട്ടുണ്ട്. ആഫീസ് സമയത്ത് എപ്പോഴെങ്കിലും അത് പരിശോധിക്കുകയും ചെയ്യാം.

SCHEDULE

District.—Trichur.

Taluk.—Talappilly. *Village.*—Minalur.

(Block No. 89)

(The extent given is approximate)

Sl. No.	*Survey Number*	*Description*	*Extent in hectare*
1.	297/1-3	Wet	0.0300

II

No. 9640/TB2/78/W&T. *Dated, Trivandrum, 21st April 1978.*

Whereas in exercise of the powers conferred by clause (1) of Article 258 of the Constitution the President has in his notification No. 2/4/63/Judl. II dated 31-5-1963 entrusted the Government of Kerala, with their consent, the functions of the Central Government under the Kerala Land Acquisition Act, 1961 (Act 21 of 1962), in relation to the acquisition of land for the purpose of the Union in this State;

And whereas under sub-section (4) of Section 19 of the said Act, the Government of Kerala have directed that in view of the urgency of the case, the provisions of section 5 of the Act shall not apply to the land specified in the Schedule below;

And whereas the Government are satisfied that the said lands has to be acquired for a public purpose;

The Government of Kerala hereby declare under Section 6 of the Act that the land specified in the Schedule below and measuring 0.0334 hectares be the same a little more or less, are needed for a public purpose, to wit, for doubling rail track between Wadakkancherry & Mulamkunnathukavu and under section 7 of the Act, direct the Special Tahsildar (LA) Railways, Trichur to take order for the acquisition of the land. Further, under sub-section (1) of section 19 of the Act the Government direct that the Collector may take possession of the land on the expiry of fifteen days from the date of publication of the notice mentioned in sub-section (1) of section 9 of the Act.

A plan of the land is kept in the office of the Special Tahsildar (LA) Railways, Trichur and may be inspected at any time during office hours.

ഭരണഘടന 258-ാം വകുപ്പ് (1)-ാം ഖണ്ഡത്താൽ നൽകപ്പെട്ട അധികാരങ്ങൾ വിനിയോഗിച്ച് രാഷ്ട്രപതി, യൂണിയന്റെ ആവശ്യത്തിനായി ഈ സംസ്ഥാനത്ത് ഭൂമി വിലയ്ക്കെടുക്കുന്നത് സംബന്ധിച്ചിടത്തോളം 1961-ലെ കേരള സ്ഥലമെടുപ്പ് ആക്റ്റ് (1962-ലെ 21-ാം ആക്ട്) പ്രകാരം കേന്ദ്ര ഗവൺമെന്റിന്റെ പ്രവൃത്തികൾ തന്റെ 31-5-1963-ാം തീയതിയിലെ 2/4/63 Judl. II-ാം നമ്പർ പരസ്യപ്രകാരം കേരള ഗവൺമെന്റിനെ ആ ഗവൺമെന്റിന്റെ സമ്മതത്തോടുകൂടി ഭരമേൽപ്പിച്ചിരിക്കയാലും;

പ്രസ്തുത ആക്റ്റ് 19-ാം വകുപ്പ് (4)-ാം ഉപവകുപ്പുപ്രകാരം കേരള ഗവൺമെന്റ് പ്രസ്തുത സംഗതിയുടെ അടിയന്തിരസ്ഥിതി പരിഗണിച്ച്, ആക്റ്റ് 5-ാം വകുപ്പിലെ വ്യവസ്ഥകൾ താഴെ പട്ടികയിൽ വിവരിച്ചിട്ടുള്ള ഭൂമിക്ക് ബാധകമല്ലെന്ന് നിർദ്ദേശിക്കയാലും;

പ്രസ്തുത ഭൂമി ഒരു പൊതുക്കാര്യത്തിനായി വിലയ്ക്കെടുക്കേണ്ടതാണെന്ന് ഗവൺമെന്റിന് ബോദ്ധ്യപ്പെട്ടിരിക്കുന്നതിനാലും;

കേരള ഗവൺമെന്റ് താഴെ കാണുന്ന പട്ടികയിൽ വിവരിച്ചിട്ടുള്ളതും, 0.0334 ഹെക്ടർ വിസ്തീർണ്ണമുള്ളതുമായ ഭൂമി അത് അത്രതന്നെയോ അതിൽ

അല്പം കുറവോ കൂടുതലോ ആയിരുന്നാലും വേണ്ടതില്ല, ഒരു പൊതുകാര്യത്തിന് അതായത് വടക്കാഞ്ചേരിക്കും മുളങ്കുന്നത്തുകാവിനും ഇടയ്ക്ക് റെയിൽവെ പാത ഇരട്ടിപ്പിക്കുന്നതിന് ആവശ്യമാണെന്ന് ആക്റ്റ് 6-ാം വകുപ്പു പ്രകാരം ഇതിനാൽ പ്രഖ്യാപിക്കുകയും, ആ ഭൂമി വിലയ്ക്കെടുക്കുന്നതിനുള്ള ഉത്തരവ് സ്വീകരിപ്പാൻ ആക്റ്റ് 7-ാം വകുപ്പു പ്രകാരം തൃശ്ശൂർ റെയിൽവെ ലാൻറ് അക്വിസിഷൻ സ്പെഷ്യൽ തഹശീൽദാർ എന്ന ആളോട് നിർദ്ദേശിക്കുകയും ചെയ്യുന്നു. ആക്റ്റ് 9-ാം വകുപ്പ് (1)-ാം ഉപവകുപ്പിൽ പറഞ്ഞിരിക്കുന്ന നോട്ടീസ് പ്രസിദ്ധപ്പെടുത്തുന്ന തീയതി മുതൽ പതിനഞ്ചു ദിവസം കഴിഞ്ഞാൽ കളക്റ്റർക്ക് ആ ഭൂമി കൈവശപ്പെടുത്താവുന്നതാണെന്നും കൂടി ആക്റ്റ് 19-ാം വകുപ്പ് (1)-ാം ഉപവകുപ്പു പ്രകാരം ഗവൺമെൻറ് നിർദ്ദേശിക്കുകയും ചെയ്യുന്നു.

സ്ഥലത്തിന്റെ പ്ലാൻ തൃശ്ശൂർ റെയിൽവെ ലാൻറ് അക്വിസിഷൻ സ്പെഷ്യൽ തഹസീൽദാർ എന്ന ആളുടെ ആഫീസിൽ സൂക്ഷിച്ചിട്ടുണ്ട്. ആഫീസ് സമയത്ത് എപ്പോഴെങ്കിലും അത് പരിശോധിക്കുകയും ചെയ്യാം.

SCHEDULE

District.—Trichur.

Taluk.—Talappilly. *Village.*—Minalur.

(Block No. 88)

(The extent given is approximate)

Serial No.	*Survey No.*	*Description*	*Extent in hectares*
1.	299/2	Dry	0.0010
2.	300/1-4	do.	0.0015
3.	300/2	do.	0.0101
4.	300/3-5	do.	0.0096
5.	301/3-4	do.	0.0020
6.	301/3-5	do.	0.0011
7.	312/2	do.	0.0003
8.	772/2	do.	0.0078
		Total	0.0334

By order of the Governor,

V. NALLATHAMPI,

Joint Secretary to Government.

PRINTED AND PUBLISHED BY THE S.G.P. AT THE GOVERNMENT PRESS,
TRIVANDRUM, 1978.

Government of Kerala
1978

Reg. No. KL/TV/12

KERALA GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XXIII] Trivandrum, Saturday, 22nd April 1978 / 2nd Vaisakha 1900 [No. 267

GOVERNMENT OF KERALA

Revenue (N) Department

NOTIFICATION

No. 40059/N1/77/RD. *Dated, Trivandrum, 18th April, 1978.*

S. R. O. No. 348/78.—In exercise of the powers conferred by sub-section (4) of section 100D of the Kerala Land Reforms Act, 1963 (1 of 1964), the Government of Kerala hereby nominate the following persons to be non-official members of the Land Reforms Review Board constituted by Notification No. G. O. Ms. No. 374/73/RD dated the 16th June, 1973, to fill the vacancies in the offices of the non-official members of the said Board, whose term of office has expired on the 8th July, 1977, namely:—

1. Smt. K. R. Gouri Amma,
   Chathanad, Alleppey.
2. Shri P. Raghavan Nair,
   Advocate,
   Badagara P.O.
3. Shri R. Gopalakrishna Pillai,
   Advocate,
   Vrindavan, Keezhcherimel,
   Chengannur P. O.
4. Shri E. Gopalakrishna Menon,
   Ayyanthole,
   Trichur-3.

33/1369/MC.

5. Shri P. T. A. Raheem,
Advocate,
Koduvally P. O.

6. Shri K. K. Kumara Pillai, MLA,
Kankolil,
Karumadi,
Ambalapuzha.

By order of the Governor,

S. PADMAKUMAR,

Special Secretary to Government.

Explanatory Note

Rule 137C of the Kerala Land Reforms (Tenancy) Rules, 1970 issued under the Kerala Land Reforms Act, 1963 (1 of 1964) lays down that the term of office of non-official members of the Land Reforms Review Board shall be two years from the date of its constitution. Accordingly the term of non-official members of the Land Reforms Review Board nominated in G. O. MS. 695/75/RD dated 9-7-1975 has expired on 8-7-1977. Hence it is necessary to fill the vacancies of the non-official members of the said Board. This notification is intended to achieve the above objective.

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Government of Kerala
1978

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GOVERNMENT OF KERALA

Industries (G) Department

NOTIFICATIONS

I

(i)

No. 33200/G1/77/ID. *Dated, Trivandrum, 22nd April* 1978.

S. R. O. No. 349/78.—WHEREAS the Government of Kerala are satisfied that it is necessary that Messers Kottayam Textiles Limited, Kottayam should be conducted to serve as a measure of preventing unemployment and for unemployment relief and for that purpose it is necessary and expedient to declare the said industrial undertaking as a 'Relief Undertaking'.

NOW, THEREFORE, in exercise of the powers conferred by sub-section (1) of section 3 of the Kerala Relief Undertakings (Special Provisions) Act, 1961 (6 of 1962), the Government of Kerala hereby declare that Messers Kottayam Textiles Limited, Kottayam shall, for a period of two years with effect from 22-4-1978 be conducted to serve as a measure of preventing unemployment and of unemployment relief and that the above mentioned undertaking shall accordingly be deemed to be a relief undertaking for the purposes of the said Act.

33/1370/MC.

(ii)

No. 33200/G1/77/ID. *Dated, Trivandrum, 22nd April* 1978.

S. R. O. No. 350/78.—In exercise of the powers conferred by section 4 of the Kerala Relief Undertakings (Special Provisions) Act, 1961 (6 of 1962) the Government of Kerala hereby direct that during the period Messers Kottayam Textiles Limited, Kottayam continues as a Relief Undertaking by virtue of Notification No. 33200/G1/77/ID dated the 22nd April 1978 issued under sub-section (1) of section 3 of the said Act:

(i) all the provisions of the laws specified in the schedule to the said Act, which involve any financial commitment or expenditure shall not apply in respect of the said Undertaking and it shall be exempt therefrom;

(ii) all agreements, settlements and awards made under the laws specified in the schedule to the said Act which were applicable to the said undertakings immediately before it was taken over by the Government as a relief undertaking shall be suspensed in operation;

(iii) the liability or obligation of the said undertaking accrued or incurred before it was declared as relief undertaking and any remedy for the enforcement thereof shall be suspended and all the proceedings relative thereto pending before any court, tribunal officer or authority shall be stayed; and

(iv) the right, privilege, obligation or liability referred to in para (iii) above shall, on the notification ceasing to have force, revive and be enforceable and the proceedings referred to therein shall be continued:

Provided that in computing the period of limitation for the enforcement of such right, privilege, obligation or liability, the period during which it was suspensed under para (iii) above shall be excluded.

By order of the Governor,

M. S. K. Ramaswami,

Special Secretary to Government.

Explanatory Note

(This does not form part of the Notification, but is intended to indicate its general purport)

Messers Kottayam Textiles Limited, Kottayam was remaining closed from June 1976 due to financial difficulties. The working of the mills for the last many years has resulted in heavy cash losses. As a measure of relie

to the workers rendered without job due to closure, Government of India have authorised the Kerala State Textile Corporation to take over the management of the Mill in Notification No. S. O. 70 (E) 18 AA/ IDRA/78 dated 6-2-1978. Kerala State Textile Corporation has already taken possession of the Mills and arrangements are being made for reopening the Mills. Kerala State Textiles Corporation are also contemplating the implementation of a scheme for modernisation of the mill so as to make it viable. The necessary funds for the modernisation will be advanced by Government/financial institutions. In order to prevent diversion of funds provided for the purpose, Government consider it expedient to declare the mill as a relief undertaking. The notification is intended to achieve the purpose.

II

(i)

No. 33200/G1/77/ID. *Dated, Trivandrum, 22nd April* 1978.

S. R. O. No. 351/78.—WHEREAS the Government of Kerala are satisfied that it is necessary that Messers Prabhuram Mills Limited, Chengannur should be conducted to serve as a measure of preventing unemployment and for unemployment relief and for that purpose it is necessary and expedient to declare the said industrial undertaking as a 'Relief Undertaking'.

NOW, THEREFORE, in exercise of the powers conferred by sub-section (1) of section 3 of the Kerala Relief Undertakings (Special Provisions) Act, 1961 (6 of 1962), the Government of Kerala hereby declare that Messers Prabhuram Mills Limited, Chengannur shall, for a period of two years with effect from 22-4-1978 be conducted to serve as a measure of preventing unemployment and of unemployment relief and that the above mentioned undertaking shall accordingly be deemed to be a relief undertaking for the purposes of the said Act.

(ii)

No. 33200/G1/77/ID. *Dated, Trivandrum, 22nd April* 1978.

S. R. O. No. 352/78.—In exercise of the powers conferred by section 4 of the Kerala Relief Undertakings (Special Provisions) Act, 1961 (6 of 1962) the Government of Kerala hereby direct that during the period Messers Prabhuram Spinning Mills Limited, Chengannur continues as a Relief Undertaking by virtue of Notification No. 33200/G1/77/ID dated the 22nd April 1978 issued under sub-section (1) of section 3 of the said Act.,—

(i) all the provisions of the laws specified in the schedule to the said Act, which involve any financial commitment or expenditure shall not apply in respect of the said Undertaking and it shall be exempt therefrom;

(ii) all agreements, settlements and awards made under the laws specified in the schedule to the said Act which were applicable to the said undertakings immediately before it was taken over by the Government as a relief undertaking shall be suspensed in operation;

(iii) the liability or obligation of the said undertaking accrued or incurred before it was declared as relief undertaking and any remedy for the enforcement thereof shall be suspended and all the proceedings relative thereto pending before any court, tribunal officer or authority shall be stayed; and

(iv) the right, privilege, obligation or liability referred to in para (iii) above shall, on the notification ceasing to have force, revive and be enforceable and the proceedings referred to therein shall be continued:

Provided that in computing the period of limitation for the enforcement of such right, privilege, obligation or liability, the period during which it was suspensed under para (iii) above shall be excluded.

By order of the Governor,

M. S. K. Ramaswami,
Special Secretary to Government.

Explanatory Note

(This does not form part of the Notification, but is intended to indicate its general purport)

Messers Prabhuram Mills Limited, Chengannur was remaining closed from 1-11-1975 due to financial difficulties. The working of the mills for the last many years has resulted in heavy cash losses. As a measure of relief to the workers rendered without job due to closure, Government of India have authorised the Kerala State Textile Corporation to take over the management of the Mill in Notification No. S. O. 83 (E) 18 AA/ IDRA/78 dated 9-2-1978. Kerala State Textile Corporation has already taken possession of the Mills and arrangements are being made for reopening the Mills. Kerala State Textile Gorporation are also contemplating the implementation of a scheme for modernisation of the mill so as to make it viable. The necessary funds for the modernisation will be advanced by Government/financial institutions. In order to prevent diversion of funds provided for the purpose, Government consider it expedient to declare the mill as a relief undertaking. The notification is intended to achieve the purpose.

III

(i)

No. 33200/C1/77/ID. *Dated, Trivandrum, 22nd April,* 1978.

S. R. O. No. 353/78.—WHEREAS the Government of Kerala are satisfied that it is necessary that Messers Malabar Spinning and Weaving Mills, Calicut should be conducted to serve as a measure of preventing unemployment and for unemployment relief and for that purpose it is necessary and expedient to declare the said industrial undertaking as a 'Relief Undertaking'.

NOW, THEREFORE, in exercise of the powers conferred by sub-section (1) of section 3 of the Kerala Relief Undertakings (Special Provisions) Act, 1961 (6 of 1962), the Government of Kerala hereby declare that Messers Malabar Spinning and Weaving Mills, Calicut shall, for a period of two years with effect from 22-4-1978 be conducted to serve as a measure of preventing unemployment and of unemployment relief and that the above mentioned undertaking shall accordingly be deemed to be a relief undertaking for the purposes of the said Act.

(ii)

No. 33200/C1/77/ID. *Dated, Trivandrum, 22nd April,* 1978.

S. R. O. No. 354/78.—In exercise of the powers conferred by section 4 of the Kerala Relief Undertakings (Special Provisions) Act, 1961 (6 of 1962) the Government of Kerala hereby direct that during the period Messers Malabar Spinning and Weaving Mills Limited, Calicut continues as a Relief Undertaking by virtue of Notification No. 33200/C1/77/ID dated the 22nd April 1978 issued under sub-section (1) of section 3 of the said Act,—

(i) all the provisions of the laws specified in the schedule to the said Act, which involve any financial commitment or expenditure shall not apply in respect of the said Undertaking and it shall be exempt therefrom;

(ii) all agreements, settlements and awards made under the laws specified in the schedule to the said Act which were applicable to the said undertakings immediately before it was taken over by the Government as a relief undertaking shall be suspensed in operation;

(iii) the liability or obligation of the said undertaking accrued or incurred before it was declared as relief undertaking and any remedy for the enforcement thereof shall be suspended and all the proceedings relative thereto pending before any court, tribunal officer or authority shall be stayed; and

(iv) the right, privilege, obligation or liability referred to in para (iii) above shall, on the notification ceasing to have force, revive and be enforceable and the proceedings referred to therein shall be continued:

Provided that in computing the period of limitation for the enforcement of such right, privilege, obligation or liability, the period during which it was suspensed under para (iii) above shall be excluded.

By order of the Governor,

M. S. K. Ramaswami,
Special Secretary to Government.

Explanatory Note

(This does not form part of the Notification, but is intended to indicate its general purport)

Messers Malabar Spinning and Weaving Mills Limited, Calicut was remaining closed from 1-10-1976 due to financial difficulties. The working of the mills for the last many years has resulted in heavy cash losses. As a measure of relief to the workers rendered without job due to closure, Government of India have authorised the Kerala State Textile Corporation to take over the management of the Mill in Notification No. S. O. 84 (E) 18 AA/ IDRA/78 dated 9-2-1978. Kerala State Textile Corporation has already taken possession of the Mills and arrangements are being made for reopening the Mills. Kerala State Textile Corporation are also contemplating the implementation of a scheme for modernisation of the mill so as to make it viable. The necessary funds for the modernisation will be advanced by Government/financial institutions. In order to prevent diversion of funds provided for the purpose, Government consider it expedient to declare the mill as a relief undertaking. The notification is intended to achieve the purpose.

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